

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

DESHAWN HUNTER,)	Case No. 5:11 CV 982
)	Criminal Case No. 5:07 CR 40
Petitioner,)	
)	Judge Dan Aaron Polster
vs.)	
)	<u>MEMORANDUM OF OPINION</u>
UNITED STATES OF AMERICA,)	<u>AND ORDER</u>
)	
Respondent.)	

On October 12, 2011, this Court issued a Memorandum of Opinion and Order (**Case No. 5:07-CR-40, Doc. # 62; Case No. 5:11-CV-982, Doc. # 7**) denying Petitioner Deshawn Hunter's motion for reconsideration (**Case No. 5:07-CR-40, Doc. # 59**), motion to dismiss the indictment (**Case No. 5:07-CR-40, Doc. # 60**), motion for a relation-back amendment (**Case No. 5:11-CV-982, Doc. # 4**), and subject-matter jurisdiction motion (**Case No. 5:11-CV-982, Doc. # 5**).

Pursuant to 28 U.S.C. §2253(c) and Fed. R. App. P. 22(b), the Court finds that there is no basis upon which to issue a certificate of appealability. The Court therefore certifies pursuant to 28 U.S.C. § 1915(a)(3) that an appeal from the Court's October 12 ruling could not be taken in good faith.

IT IS SO ORDERED.

/s/ Dan A. Polster 11/14/11
Dan Aaron Polster
United States District Judge